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August 24, 2006

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Clerk of the United States District Court
US District Court Clerk's Office
844 N. King St., Rm. 4209
Wilmington, DE 19801

U. S. DISTRICT COURT - DE
MISC. CASE # 06-161

**Re: Initiation of a Miscellaneous Case Related
to a Rule 45 Subpoena Issued on the Authority of the
United States District Court for the District of Delaware**

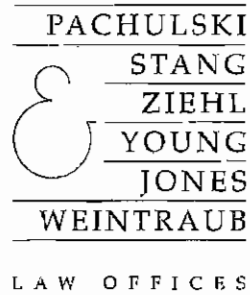
Dear Clerk of the Court:

Pachulski Stang Ziehl Young Jones & Weintraub LLP
("PSZYJW") is a non-party witness in a civil action initiated in the
United States District Court for the Middle District of Tennessee,
captioned *Kristy Law, Quincy Bullard, John Hall, Frances Perry
and Rita Lee on behalf of themselves and all other persons similarly
situated v. American Capital Strategies, Ltd.*, Case No. 3:05-0836.

On August 15, 2006, PSZYJW was served in Delaware with
a subpoena request for production of documents pursuant to Rule 45
of the Federal Rules of Civil Procedure which was issued under the
authority of United States District Court for the District of
Delaware.

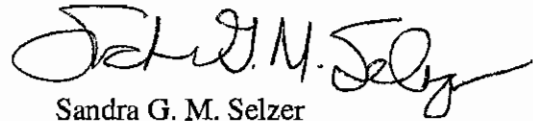
Enclosed herewith for filing is (1) the *Motion by Nonparty
for Protective Order Relating to Subpoena* in response to the
subpoena request and (2) a check in the amount of \$39.00 for
payment of the filing fee to initiate a miscellaneous case regarding
the subpoena.

2006 AUG 24 PM 1:35
FILED
U.S. DISTRICT COURT
DISTRICT OF DELAWARE



Thank you very much for your time and attention. Please contact me if you have any questions.

Respectfully submitted,



Sandra G. M. Selzer

SGMS:sgms
Enclosures

cc: Steven K. Kortanek, Esquire (via hand delivery)
Rene Roupinian, Esquire (via overnight delivery)
David Maria, Esquire (via overnight delivery)